

**FILED**  
U.S. DISTRICT COURT  
EASTERN DISTRICT OF TEXAS

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF TEXAS  
BEAUMONT DIVISION

SEP 04 2019

UNITED STATES OF AMERICA	§	BY
	§	DEPUTY _____
v.	§	CRIMINAL NO. 1:19-CR- 138
	§	Heartfield
BRANDON ADAM SPENCER	§	

**INDICTMENT**

THE UNITED STATES GRAND JURY CHARGES:

**Count One**

(Violation: 21 U.S.C. §  
841(a)(1) Possession of a  
controlled substance for  
distribution)

On or about February 7, 2019, in the Eastern District of Texas, **Brandon Adam Spencer**, defendant, did knowingly and intentionally possess with intent to distribute a Schedule I controlled substance, namely, F5-MDMB-PINACA, a synthetic cannabinoid.

All in violation of 21 U.S.C. § 841(a)(1).

**NOTICE OF INTENTION TO SEEK CRIMINAL FORFEITURE**

**Criminal Forfeiture Pursuant to 21 U.S.C. § 853**

As the result of committing the felony offense in violation of Title 21, United States Code, Section 841(a)(1) alleged in Count One of this Indictment, defendant **Brandon Adam Spencer** shall forfeit to the United States, pursuant to Title 21, United States Code, Section 853(p) any property constituting, or derived from, proceeds obtained, directly or indirectly, as a result of the said violation[s] and any property used,

or intended to be used, in any manner or part, to commit, or to facilitate the commission of the said violation[s], including but not limited to the following:

1. MONEY JUDGMENT, being a sum of money equal to \$5,000 in United States currency representing the amount of proceeds the defendant obtained as a result of the narcotics offenses, in violation of 21 U.S.C. 841.

If any of the property described above, as a result of any act or omission of the defendant:


- a. cannot be located upon the exercise of due diligence;
- b. has been transferred or sold to, or deposited with, a third party;
- c. has been placed beyond the jurisdiction of the court;
- d. has been substantially diminished in value; or
- e. has been commingled with other property which cannot be divided without difficulty,

it is the intent of the United States, pursuant to 21 U.S.C. § 853(p), to seek forfeiture of any other property of said defendant(s) up to the value of the forfeitable property described above.

A TRUE BILL

  
GRAND JURY FOREPERSON

JOSEPH D. BROWN  
UNITED STATES ATTORNEY

  
ROBERT L. RAWLS  
ASSISTANT U. S. ATTORNEY

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF TEXAS  
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UNITED STATES OF AMERICA	§	
	§	
v.	§	
	§	
BRANDON ADAM SPENCER	§	CRIMINAL NO. 1:19-CR-138

**NOTICE OF PENALTY**

**Count One**

Violation: 21 U.S.C. §841(a)(1)

Penalty: Imprisonment of not more than twenty years, a fine not to exceed \$1 million, or both. A term of supervised release of at least 3 years, but not more than life.

Special Assessment: \$100.00